

10/511691#3
DT01 Rec'd PCT/PTC 14 OCT 2004

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Mark Huffman, et al.

Int'l Appln.
No. : PCT/US03/11956

Int'l Date
Filed : 17 April 2003 (17/04/2003)

Serial No. : (To be assigned) Case No.: 20974YP

Filed : October 14, 2004

For : PROCESS FOR 5[[2(R)-[1(R)-[3,5-BIS
(TRIFLUOROMETHYL)PHENYL]ETHOXY]-3(S)-(4-
FLUOROPHENYL)-4-MORPHOLINYLMETHYL]-
1,2-DIHYDRO-3H-1,2,4-TRIAZOL-3-ONE

Commissioner for Patents
Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR § 1.97

Sir:

In compliance with 37 CFR § 1.97, Applicants and other individuals associated with the filing or prosecution of this application wish to bring to the attention of the Examiner the patents, publications, and other information of which they are aware, listed on the attached form PTO-1449, which they believe may be relevant to the examination of this application or may be material to patentability and in respect of which there may be a duty to disclose in accordance with 37 CFR § 1.56. Applicants respectfully request that the Examiner initial the form PTO-1449 after reviewing the pertinence of each reference.

EXPRESS MAIL CERTIFICATE
DATE OF DEPOSIT Oct. 14, 2004
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I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
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DATE Oct. 14, 2004

Serial No.: To be assigned
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This Information Disclosure Statement is not an admission that any patent, publication, or other information referred to herein is "prior art" for this invention.

In accordance with 37 CFR § 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 CFR § 1.56(b). In accordance with 37 CFR § 1.97(g), the filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made.

Pursuant to the waiver by the Office of the requirements of 37 CFR § 1.98(a)(2)(i), copies of each cited U.S. patent and each U.S. patent publication are not enclosed herewith.

Pursuant to 37 CFR § 1.97(b), this Information Disclosure Statement is being filed within three months of the filing date of the present application.

Any additional fees required in connection with this submission may be taken from Merck Deposit Account No. 13-2755.

Respectfully submitted,

By 
J. Eric Thies
Reg. No. 35,382
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Date: October 14, 2004

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE

STATEMENT BY APPLICANT

(use as many sheets as necessary)

Substitute for form 1449A/PTO		COMPLETE IF KNOWN	
INFORMATION DISCLOSURE		Application Number	DT0164511691
STATEMENT BY APPLICANT		Filing Date	14 OCT 2003
<i>(use as many sheets as necessary)</i>		First Named Inventor	Mark Huffman, et al
		Group Art Unit	
		Examiner Name	
Sheet	1	of	1
		Attorney Docket Number	

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Signature		Date Considered	
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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